

CHARTER OF THE CITY OF SAN DIEGO

Section 195

1. Original Charter section approved by voters April 7, 1931

Section 195. PENALTY FOR FAILURE TO PAY PREVAILING RATE. The officer or public body awarding any contract for public work on behalf of the City shall ascertain the current or prevailing rate of per diem wages by private employers in the City for each craft or type of workmen or mechanic needed to execute the contract, and shall specify in the bids for said contract, and in the contract itself, what the current or prevailing rate of wages is for each craft or type of workman or mechanic needed to execute the contract, also the overtime, Sunday and holiday rate, and it shall be mandatory upon the contractor to whom the contract is awarded, and upon any subcontractor under him, to pay at least the said specified rates to all laborers, workmen and mechanics employed by them in the execution of the contract, and it shall be unlawful for them to fail to do so. The contractor to whom such contract is awarded shall forfeit as a penalty to the City ten dollars for each laborer, workman or mechanic employed, for each calendar day such laborer, workman or mechanic is paid less than the said stipulated rates for any work done under said contract or by virtue of said contract, by him or by any subcontractor under him, and the said officer or public body awarding the contract shall cause to be inserted in the contract a stipulation to this effect. The term "prevailing or current rate of per diem wages" shall be the rate determined upon as such rate by the officer or public body awarding the contract or employing the workman, whose decision in the matter shall be final. Nothing in these provisions, however, shall be construed to prohibit the payment to any laborer, workman or mechanic employed on any public works aforesaid of more than the said current or prevailing wages.

Repeal voted 09-17-1963; effective 02-11-1964.